

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

\*\*\* FILED \*\*\*  
09/11/2001

09/04/2001

CLERK OF THE COURT  
FORM R105B

HONORABLE HUGO ZETTLER  
FOR HON. AIMEE FAUST

L. Stroud  
Deputy

CR 2001-005565

FILED: \_\_\_\_\_

STATE OF ARIZONA

JEFFREY R DUVENDACK

v.

DANIEL WILLIAM CARLOCK

SUZETTE I PINTARD

DOCKET-CRIMINAL-CCC  
FILE ROOM-CCC  
VICTIM WITNESS DIV-CA-CCC

**PLEA AGREEMENT/CHANGE OF PLEA**

2:20 p.m. This is the time set for Preliminary Hearing. State is represented by Jane McLaughlin. Defendant is present and represented by Suzette Pintard, P.D.

Court Reporter, Mike Wade, is present.

Let the record reflect that a group advisement was conducted earlier this date by Judge Pro Tem Aimee Faust with Court Reporter, Mike Wade, present.

Executed Plea Agreement is presented to the Court and reviewed with Defendant. The Defendant states his true name is Daniel William Carlock, **II**.

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IT IS ORDERED directing the Clerk of the Court File Services and Docket to correct the name of the Defendant as indicated above.

The Court advises the Defendant as to the range of possible sentences for the offense, including whether or not probation is available and any other conditions imposed by statute, including special requirements for probation, if available. The Court further advises the Defendant as to all constitutional rights waived by the Plea Agreement.

**The parties indicate that they believe that the Defendant has no violent crime convictions or previous drug convictions. The Defendant is therefore advised of the penalties for first-time drug offenses under A.R.S. Section 13-901.01(A).**

The Court further advises the Defendant that by entering into a plea agreement that he/she waives the right to have the Arizona Court of Appeals review the proceedings by way of a direct appeal, and may seek review only by filing a Petition for Post Conviction Relief, pursuant to Rule 32 within 90 days of entry of judgment and sentencing.

Upon inquiry, the Court finds that the Defendant desires to forego the constitutional rights, that the plea of:

GUILTY is made knowingly, intelligently and voluntarily, not the result of force, threats or promises; that there is a factual basis for the plea; and that the Defendant understands the range of sentences and other penalties available.

The Defendant enters a plea of Guilty to the following crime(s):

OFFENSE: **COUNT 1 AMENDED: POSSESSION OF MARIJUANA**, a class one misdemeanor, nondangerous and nonrepetitive offense in violation of A.R.S. Sections 13-3401, 3405, 3418, 707, 802 and 901.01(A) committed on October 5, 2000.

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The plea of the Defendant is accepted and entered of record.

The Defendant is advised of the right to be sentenced within the statutory time limits and the right to a written presentence report. Defendant and counsel waive these matters.

IT IS FURTHER ORDERED vacating any pending dates.

IT IS FURTHER ORDERED that the motion to dismiss Count 2 as reflected in the Plea Agreement, will be deemed submitted at the time of sentencing.

FILED: Plea Agreement.

2:26 p.m. Sentencing proceeds at this time.